

HOUSE JOINT RESOLUTION 108

By McCord

A RESOLUTION to propose an amendment to Article XI, Section 13 , of the Constitution of Tennessee, relative to the right to hunt, fish, and harvest game.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED FIFTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE SENATE CONCURRING, that a majority of all the members of each house concurring, as shown by the yeas and nays entered on their journals, that it is proposed that Article XI, Section 13 of the Constitution of the State of Tennessee be amended by adding the following sentences at the end of the section:

The citizens of this state have a right to hunt, fish, and harvest game and fish, subject to regulations and restrictions authorized by this constitution and prescribed by law. When reviewing such regulations and restrictions, a state court shall utilize a rational basis standard, as the standard has been defined by state courts through case law. This section shall not be construed to abrogate any private property rights, the state's sovereignty over game and fish, or regulation of commercial activities.

BE IT FURTHER RESOLVED, that the foregoing amendment be referred to the One Hundred Sixth General Assembly and that this resolution proposing such amendment be published by the Secretary of State in accordance with Article XI, Section 3, of the Constitution of Tennessee.

BE IT FURTHER RESOLVED, that the Clerk of the House of Representatives is directed to deliver a copy of this resolution to the Secretary of State.